

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 Joshua Ghalayini,

4 Plaintiff,

5 vs.

6 Patrick Bennet,

7 Defendant.

2:24-cv-01926-JAD-MDC

ORDER

8 Plaintiff Joshua Ghalayini has failed to notify the Court of his change of address. *See* ECF Nos.  
9 6,7) (Mail returned as undeliverable: unable to forward). A search of the inmate database does not  
10 appear to return any results. Therefore, it is unclear whether plaintiff is still located at Stein Hospital,  
11 still incarcerated, or has since been released. The Court reminds plaintiff that it is his responsibility to  
12 immediately notify the Court of any change of mailing address. The Court's Local Rules state:

13 An attorney or pro se party must immediately file with the court written notification of  
14 any change of mailing address, email address, telephone number, or facsimile number.  
15 The notification must include proof of service on each opposing party or the party's  
16 attorney. Failure to comply with this rule may result in the dismissal of the action, entry  
17 of default judgment, or other sanctions as deemed appropriate by the court.

18 LR IA 3-1

19 Because it appears that plaintiff did not receive the Court's Order (*see* ECF No. 7) denying his  
20 IFP application the Court will give plaintiff another opportunity to either pay the filing fee or file the  
21 correct IFP application in compliance with the Order (*see* ECF No. 4).

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1 ACCORDINGLY,

2 **IT IS ORDERED** that plaintiff must: [1] file a Notice of Change of Address and [2] file the  
3 correct IFP application or pay the filing fee, by no later than **August 8, 2025**. Failure to timely comply  
4 with this Order may result in a recommendation that this case be dismissed.

5  
6 DATED this 9<sup>th</sup> day of July 2025.

7 IT IS SO ORDERED.

8   
9 Hon. Maximiliano D. Couvillier III  
10 United States Magistrate Judge

11 **NOTICE**

12 Pursuant to Local Rules IB 3-1 and IB 3-2, a party may object to orders and reports and  
13 recommendations issued by the magistrate judge. Objections must be in writing and filed with the Clerk  
14 of the Court within fourteen days. LR IB 3-1, 3-2. The Supreme Court has held that the courts of appeal  
15 may determine that an appeal has been waived due to the failure to file objections within the specified  
16 time. *Thomas v. Arn*, 474 U.S. 140, 142 (1985).

17 This circuit has also held that (1) failure to file objections within the specified time and (2)  
18 failure to properly address and brief the objectionable issues waives the right to appeal the District  
19 Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*, 951 F.2d  
20 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).  
21 Pursuant to LR IA 3-1, the plaintiff must immediately file written notification with the court of any  
22 change of address. The notification must include proof of service upon each opposing party's attorney,  
23 or upon the opposing party if the party is unrepresented by counsel. Failure to comply with this rule may  
24 result in dismissal of the action.  
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